

MELVIN R. GOLDMAN (CA SBN 34097)
MGoldman@mofo.com
STEPHEN P. FRECCERO (CA SBN 131093)
SFreccero@mofo.com
DEREK F. FORAN (CA SBN 224569)
DForan@mofo.com
MORRISON & FOERSTER LLP
425 Market Street
San Francisco, California 94105-2482
Telephone: 415.268.7000
Facsimile: 415.268.7522

Attorneys for Defendants Seiko Epson Corporation,
Epson Imaging Devices Corporation,
and Epson Electronics America, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE TFT-LCD (FLAT PANEL)
ANTITRUST LITIGATION

MDL File No. 3:07-md-1827-SI
MDL No. 1827

This Document Relates to:

*Motorola Mobility, Inc. v. AU Optronics
Corporation, et al., C 09-5840 SI*

*AT&T Mobility LLC, et al. v. AU Optronics Corp.,
et al., C 09-4997 SI*

*Target Corp., et al. v. AU Optronics Corp., et al.,
Case No. CV-04945 SI*

*Dell Inc. and Dell Products L.P. v. Sharp Corp.
et al., Case No. CV 10-1064 SI*

**STIPULATION AND ~~PROPOSED~~
ORDER MODIFYING FACT
DISCOVERY CUTOFF DATE AND
EXTENSION OF TIME TO MOVE
TO COMPEL**

1 Plaintiffs Motorola Mobility, Inc. (“Motorola”); AT&T Mobility, LLC, AT&T Corp.,
 2 AT&T Services, Inc., Pacific Bell Telephone Company, AT&T Operations, Inc., AT&T
 3 DataComm, Inc., Southwestern Bell Co., (“AT&T”)¹; Target Corp.; Sears Roebuck and Co.;
 4 Kmart Corp.; Old Comp Inc.; Good Guys, Inc.; RadioShack Corp.; Newegg Inc.; Dell Inc., and
 5 Dell Products L.P.’s (“Dell”) (collectively, “Plaintiffs”) and Defendants Epson Imaging Devices
 6 Corporation and Epson Electronics America, Inc. (collectively, “Epson Defendants”) hereby
 7 stipulate as follows:

8 STIPULATION

9 WHEREAS discovery closes in this case on December 8, 2011, as set forth in the
 10 Stipulation and Order Modifying Pretrial Schedule for “Track One” Direct Action Plaintiff and
 11 State Attorney General Actions (Dkt. No. 3110, the “Scheduling Order”);

12 WHEREAS Plaintiffs Motorola and Dell served Direct Action Plaintiffs’ First Set of
 13 Interrogatories To Epson Defendants and Direct Action Plaintiffs’ First Set of Requests For
 14 Admission To Epson Defendants on June 16, 2011;

15 WHEREAS Plaintiffs served their Joint Set of Requests for Production of Documents and
 16 Interrogatories on Epson Defendants in the above-captioned cases on November 2, 2011;

17 WHEREAS Epson Defendants and Motorola continue to meet and confer over several
 18 outstanding discovery issues and are attempting to answer questions regarding their respective
 19 data productions informally without the need for formal discovery;

20 WHEREAS Plaintiffs and Epson Defendants have conferred and agreed to the extension
 21 of the close of fact discovery set forth in the Scheduling Order for the limited purposes identified
 22 below;

23 NOW, THEREFORE, the Parties, through their undersigned respective counsel, stipulate
 24 and agree as follows:

25
 26
 27 ¹ This stipulation is without prejudice to the Administrative Motion To Modify AT&T’s
 Trial Schedule filed on December 8, 2011, or to Defendants’ opposition thereto.

1. Epson Defendants' deadline to respond to Plaintiffs' Joint Set of Requests for Production of Documents and Interrogatories shall be extended to December 19, 2011.

2. Plaintiffs' deadline to move to compel further responses to Plaintiffs' Joint Set of Requests for Production of Documents and Interrogatories shall be extended to January 6, 2012.

3. Epson Defendants' deadline to move to compel further responses from Motorola with respect to the following discovery issues, shall be extended to January 31, 2012:

a. Further responses to Defendants' Third Set of Requests for Production of Documents to Motorola, Inc., dated June 7, 2011, Nos. 6-8;

b. Further responses to Defendants' Second Set of Requests for Production of Documents to Plaintiff Motorola, Inc., dated Apr. 16, 2010, Nos. 1-5 and 8.

4. Motorola's deadline to move to compel further responses regarding the Epson Defendants' production of transaction data shall be extended to January 31, 2012.

5. Motorola and Dell's deadline to move to compel further responses from Epson Defendants with respect to the Direct Action Plaintiffs' First Set of Interrogatories To Epson Defendants, Nos. 3-5, 38, and 50, and Direct Action Plaintiffs' First Set of Requests For Admission To Epson Defendants, Nos. 14-24, 54-63, 66-74, and 79-95, shall be extended to January 31, 2012.

Dated: December 13, 2011

Melvin R. Goldman (CA SBN 34097)
 Stephen P. Freccero (CA SBN 131093)
 Derek Foran (CA SBN 224569)
 MORRISON & FOERSTER LLP
 425 Market Street
 San Francisco, CA 94105-2482
 Phone: (415) 268-7000
 Fax: (415) 268-7522

By: /s/ Derek Foran
 DEREK FORAN

Attorneys for Defendants Seiko Epson Corporation, Epson Imaging Devices Corporation, and Epson Electronics America, Inc.

1 Dated: December 13, 2011

Jason C. Murray, (CA Bar No. 169806)
Joshua C. Stokes, (CA Bar No. 220214)
CROWELL & MORING LLP
515 South Flower St., 40th Floor
Los Angeles, CA 90071
Phone: (213) 622-4750
Fax: (213) 622-2690

By: /s/ Joshua Stokes

Attorneys for Plaintiffs Motorola
Mobility, Inc., AT&T Mobility, LLC,
AT&T Corp., AT&T Services, Inc.,
Pacific Bell Telephone Company,
AT&T Operations, Inc., AT&T
DataComm, Inc., Southwestern Bell
Co., Target Corp., Sears, Roebuck and
Co., Kmart Corp., Old Comp Inc.,
Good Guys, Inc., RadioShack Corp.,
Newegg Inc.

13 Dated: December 13, 2011

Michael P. Kenny (mike.kenny@alston.com)
Debra D. Bernstein
(debra.bernstein@alston.com)
Rodney J. Ganske (rod.ganske@alston.com)
Elizabeth H. Jordan
(elizabeth.jordan@alston.com)
Matthew D. Kent (matthew.kent@alston.com)
ALSTON & BIRD LLP
1201 West Peachtree Street
Atlanta, Georgia 30309-3424
Telephone: (404) 881-7000
Facsimile: (404) 881-7777

By: /s/ Debra Bernstein

Attorneys for Plaintiffs Dell Inc. and
Dell Products L.P.

1 IT IS SO ORDERED.

2
3 Dated: 12/16, 2011



The Honorable Susan Illston
Judge of the District Court

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5
6 **ATTESTATION:** Pursuant to N.D. Cal. General Order 45, Part X-B, the filer attests that
7 concurrence in the filing of this document has been obtained from each signatory hereto.

8
9 Dated: December 13, 2011

By: /s/ Derek Foran
Derek Foran